IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 7611 OF 2006

Ms.Priyanka Ramesh Cheke ...Petitioner
V/s.
The Deputy Collector,
Mumbai Suburban District Mumbai & Ors. ...Respondents

Shri S.S. Kulkarni for the Petitioner.
Shri R.D. Rane, Government Pleader, for Respondent Nos.1,2 and 5.

CORAM : SMT.RANJANA DESAI &
V.M. KANADE, JJ.

DATED : NOVEMBER 21, 2006

P.C. :-

1. Mr.Rane, learned Government Pleader, appears for respondent Nos.1,2 and 5. Respondent No.3 refused to accept service as per affidavit filed by the petitioner. As per this affidavit, respondent no.4 has been served.

2. Heard the learned Counsel for the petitioner.

3. The grievance of the petitioner is that respondent no.2 - Caste Scrutiny Committee, Konkan Bhavan, Navi Mumbai, has not decided the petitioner’s application for verification of the caste certificate. It is prayed that suitable direction be given to

respondent no.2 to decide the said application within a timeframe and respondent no.3 be directed to issue Hall Ticket to the petitioner to enable her to appear for her First Semester B.E.(IT) Examination conducted by the fourth respondent.

4. Since the second respondent has not disposed of the petitioner's application till date, in our opinion, in the interest of justice, it is necessary to give suitable direction to it in the facts of this case. Hence, we pass the following order :-

5. Respondent No.2 is directed to dispose of the petitioner's pending application within a period of ten weeks from the date of receipt of a copy of this order by it. Third respondent is directed to issue Hall Ticket to the petitioner and the third and the fourth respondent shall permit the petitioner to appear for First Semester B.E.(IT) Examination conducted by the fourth respondent. They shall permit the petitioner to prosecute her studies till the second respondent finally disposes of her application.

6. Needless to say that all these actions will be subject to the decision of the second respondent. In case, the second respondent passes any adverse order, the same shall not be executed for a period of three weeks from the date of communication of the decision to the petitioner.

. Writ Petition is disposed of in the aforestated terms.

(RANJANA DESAI, J.)

(V.M. KANADE, J.)